

VICTORINO ROMANO, ETAL

Plaintiff(s)

Index # 07 CV 7011

- against -

Purchased August 6, 2007

BASILEX FOOD, CORP. D/B/A FRESH BASIL'S TRATTORIA, ETANO

Defendant(s)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

BYRAN E. MCELDERRY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on August 17, 2007 at 01:40 PM at

663 LEXINGTON AVENUE  
NEW YORK, NY10022

deponent served the within SUMMONS AND COMPLAINT on BASILEX FOOD, CORP. D/B/A FRESH BASIL'S TRATTORIA therein named,

**CORPORATION** a DOMESTIC corporation by delivering thereat a true copy of each to MICHAEL WARD personally, deponent knew said corporation so served to be the corporation described in said SUMMONS AND COMPLAINT as said Defendant and knew said individual to be the GENERAL AGENT thereof.

Deponent further states that he describes the person actually served as follows:

<u>Sex</u>	<u>Skin Color</u>	<u>Hair Color</u>	<u>Age (Approx.)</u>	<u>Height (Approx.)</u>	<u>Weight (Approx)</u>
<u>MALE</u>	<u>WHITE</u>	<u>BROWN</u>	<u>46</u>	<u>5'9</u>	<u>175</u>

That at the time of such service deponent knew the person so served as aforesaid to be the same person mentioned and described as the Defendant in this action.

Sworn to me on: August 17, 2007

JOEL GRABER  
Notary Public, State of New York  
No. 02GR4699723  
Qualified in New York County  
Comm. Expires February 10, 2010

MICHAEL SMITH  
Notary Public, State of New York  
No. 01SM4997428  
Qualified in New York County  
Comm. Expires June 8, 2010

JONATHAN GRABER  
Notary Public, State of New York  
No. 01GR6156780  
Qualified in New York County  
Comm. Expires December 4, 2010

**BYRAN E. MCELDERRY**

License #: 869802

Invoice #: 445890